

Order

**Michigan Supreme Court
Lansing, Michigan**

September 26, 2011

Robert P. Young, Jr.,
Chief Justice

143138

Michael F. Cavanagh
Marilyn Kelly
Stephen J. Markman
Diane M. Hathaway
Mary Beth Kelly
Brian K. Zahra,
Justices

BENINATI CONTRACTING SERVICES, INC.,
Plaintiff-Appellee,

v

SC: 143138
COA: 296218
Macomb CC: 2008-004502-CH

VIP COMPANY and JOSEPH Z. ORAM,
Defendants,

and

M-59 JOY, L.L.C.,
Defendant-Appellant.

On order of the Court, the application for leave to appeal the April 19, 2011 judgment of the Court of Appeals is considered, and it is DENIED, because we are not persuaded that the questions presented should be reviewed by this Court.



h0919

I, Corbin R. Davis, Clerk of the Michigan Supreme Court, certify that the foregoing is a true and complete copy of the order entered at the direction of the Court.

September 26, 2011

Corbin R. Davis

Clerk